

Attorney Docket No.: 120541-1005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Elledge, et al.
Serial No.: 09/122,384
Filed: June 24, 1998
For: IMPROVED RAPID SUBCLONING USING SITE-SPECIFIC
RECOMBINATION
Examiner: J. Railey
Art Unit No.: 1636

**RESPONSE TO RESTRICTION
REQUIREMENT UNDER 35 U.S.C. 121**

Box Non-Fee Amendment
Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Dear Sir:

This response is in reply to the Examiner's communication of April 16, 1999, paper No. 12, due for response on May 16, 1999. Applicants hereby elect Group I, claims 1-20, 26 and 30-35 for further prosecution in response to the Examiner's restriction. Applicants' election is made with traverse and without prejudice.

A two-month extension of time under 37 C.F.R. §1.136(a) and the appropriate fee are included herewith. Should any additional fees under 37 C.F.R. §§ 1.16 to 1.18 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Gardere & Wynne, L.L.P. Deposit Account No. 07-0153. An action on the merits of all of the claims and a Notice of Allowance thereof are respectfully requested.

Kindly direct all future correspondence to the undersigned.

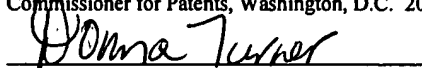
Respectfully submitted,



Edwin S. Flores
Attorney for Applicant
Registration No. 38,453
Gardere & Wynne, L.L.P.
1601 Elm Street, Suite 3000
Dallas, Texas 75201-4767
(214) 999-4335 - Tel
(214) 999-3335 - Fax

Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on July 16, 1999


Signature

Donna Turner
Typed or printed name of person signing certificate